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OFFICE OF PETITIONS
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In re Application of George Kult, et al.

Application No. 09/096,939

Filed: June 12, 1998

Attorney Docket No. CDR-97-031

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed June 14, 2001, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed October 13, 2000, which set a shortened statutory period for reply of three (3) months. One(1) month extension of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on February 14, 2001.

The two-month period for filing an appeal brief in triplicate (accompanied by the fee required by 37 CFR 1.17(c)), runs from the date of this decision.

There is no indication that the person signing the instant petition was ever given a power of attorney or authorization of agent to prosecute the above-identified application. However, in accordance with 37 CFR 1.34(a), the signature of Rudolph J. Buchel appearing on the petition shall constitute a representation to the United States Patent and Trademark Office that he is authorized to represent the particular party in whose behalf he acts. However, if Rudolph J. Buchel desires to receive future correspondence regarding this application, the appropriate power of attorney or authorization of agent must be submitted. A courtesy copy of this decision is being mailed to petitioner. Nevertheless, all future correspondence regarding this application file will be directed solely to the address of record until otherwise instructed.

## Application No. 09/096,939

Telephone inquiries concerning this decision should be directed to Cheryl Baylor at (703)308-5111, or in her absence, Marianne Morgan at (703)306-3475.

The application file is being forwarded to Technology Center 2700.

Cheryl Baylor

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner

for Patent Examination Policy

cc:

Rudolph J. Buchel, Jr.

Jones, Day, Reavis and Pogue

P. O. Box 660623 Dallas, TX 75266 Marianne Morgan Petitions Examiner